

HIS COUNSEL AMAZED

Tucker's Senior Attorney
Makes First Statement

DOESN'T CRITICIZE NOW

Will Do Everything in His Power to
Secure New Trial for the Condemned
Man — Will Then Say
What He Thinks.

Boston, Jan. 28.—James H. Vahey, the senior counsel for Charles L. Tucker, the convicted murderer of Miss Mabel Page, returned to his office in the Kimball building, 18 Tremont street yesterday for the first time since the jury brought in the verdict Tuesday night. Mr. Vahey is feeling well and his manner showed that he will do everything possible to secure a new trial for his client. Mr. Vahey made the following statement, which is the first that he has made since the jury returned the verdict:

"It would be manifestly improper for me to express any criticism of the verdict of the jury until proper proceedings are instituted, at which time I shall not have any hesitation in expressing to the court the views which I now have. I may say that I was never more amazed in any life than when the verdict of the jury was returned. 'Everything that can possibly be done in this case to protect the interests of this boy, so far as lies in our power, will be done. We think that the newspapers should be commended for their absolute fairness and impartiality during the trial of this case.'

A JUROR TALKS.

Feels That They Did Their Duty and
Criticism Is Not Justified.

Lowell, Jan. 28.—While willing enough to express his sentiments and feelings before and after serving on the Tucker jury, Thomas H. Murphy of North Chelmsford adhered to his purpose of discussing nothing that went on in the jury room. He felt that the jury had done its duty, and that the criticism of the verdict is not justified.

The nearest he could come to speaking of the jury's deliberations was a statement in effect that he gave the consideration both to the arguments and the evidence, and that various features of the evidence, as, for instance, the handwriting testimony, were given appropriate consideration. As to how much weight was given to respective features he would not say.

Mr. Murphy has not yet resumed his work at H. H. Wilder's as a plumber.

A WINTER TOURISTS' HOTEL.

Vermont Men Interested in Its Erection
in South Carolina.

Brattleboro, Jan. 28.—F. W. Childs and E. W. Gibson, of Brattleboro, and A. P. Childs, of Castleton, are members of a syndicate of ten men, including several from South Carolina, who will erect a winter tourists' hotel twenty-seven miles from Aiken, S. C., during the next few months. Several Brattleboro carpenters will work on the job.

The hotel will have fifty rooms and will be 140 feet long by 70 wide and two and a half stories high. Its cost will be about \$25,000. A large tract of land near by has been bought for golf, tennis, and other amusements.

ARREST FOR PROMOTER.

Boston Man and Buffalo Associates Are
Charged With Criminality.

Buffalo, Jan. 28.—Justice Murphy, who has been conducting proceedings with a view to ascertaining if there was anything criminal in connection with the involvement of the now defunct German bank, yesterday afternoon issued warrants for the arrest of Arthur E. Appleyard of Boston, Richard Emery, Robert F. Schelling and Eugene A. Geiger of Buffalo. Appleyard is charged with larceny and the other three with violating a section of the penal code.

WELL KNOWN SCENIC ARTIST

Joseph Harrington of New York
City Saved from Pneumonia
by Father John's Medicine.

Some time ago, I was attacked with a severe cold and cough which nothing seemed to relieve. It grew steadily worse until I was told that my trouble was likely to develop into pneumonia. A neighbor who had used Father John's Medicine with very satisfactory results brought me part of a bottle and advised me to try it. I did so and within a short time I could see that it was helping me. I continued to use it until I was entirely cured. My wife has used the medicine for throat and lung troubles with excellent results and so have many of my friends to whom we have recommended it. (Signed) Joe Harrington, 202 West 23d St., New York.



Dr. Carleton's
Dyspepsia Treatment

Every Box Guaranteed. It Never Fails.

A DOSE AT NIGHT Gives Instant Relief.

Consumption will never be
less deadly as long as people
neglect slight colds.

RODERIC'S WILD CHERRY COUGH BALSAM

Will check any cough; will prevent
chronic throat and lung troubles; will
stop irritation of the mucous surface.
Thirty years of busy practice by one of
the late leading physicians of Portland,
Me., in the cure of persistent and
asthmatic coughs by the identical formula
now used in preparing Roderic's
Wild Cherry Cough Balsam, recom-
mends it to every cautious person.
Price 25 cents. Extra large bottle,
sold by all dealers in medicine.

HE ASKS DELAY.

Swayne Given Seven Days in Which to
Answer Charges.

Washington, D. C., Jan. 28.—The fact that Judge Swayne was to make his first appearance in the Senate yesterday, in connection with the impeachment against him, drew a large attendance to the galleries.

Inside of the bar of the Senate two tables were placed, one for Judge Swayne and his counsel, and the other for the House managers, each table being supplied with writing material and chairs. Pending the appearance of Judge Swayne the Senate proceeded with other business.

At 3 o'clock Senator Platt of Connecticut was called to the chair. Five senators who were not present on the previous day were sworn. A message was sent to the House announcing that the Senate was sitting for the trial of the impeachment. Six of the House managers appeared, and the proceedings of the last session of the impeachment proceedings were read.

Former Senators Anthony Higgins and John M. Thurston took seats as counsel for Swayne. When Judge Swayne was summoned to appear at the bar of the Senate, Mr. Higgins responded.

Through his counsel, Judge Swayne asked seven days in which to make answer.

An order was entered that Swayne answer on Feb. 3.

NEW ROUVIER POLICY.

French Cabinet Holds Opening Session
at the Elysee.

Paris, Jan. 28.—The Rouvier ministry held its first formal council at the Elysee Palace yesterday under the presidency of President Loubet. Premier Rouvier submitted his declaration of policy, which was approved. Later the premier presented the declaration to Parliament.

It follows the policy of the late Premier Combes, the main features being an income tax, the separation of church and state, workmen's pensions, and a reduction of the term of military service. The declaration severely condemns the system of secret reports of the lives of army officers, which brought about the downfall of the Combes cabinet.

The first work of the new cabinet was the approval of the dismissal of Commandant Begnaud from the Legion of Honor for making secret reports, and relieving Gen. Peigue from membership in the superior council of war for similar reports.

Foreign Minister Delcasse reported that the situation in Morocco had greatly improved.

HANNAH ELIAS CAUSES SENSATION.

Appears, Clad in Rich Garments and
Sable, as Co-Defendant.

New York, Jan. 28.—Hannah Elias, the negro defendant in the suit brought by John R. Platt to recover \$65,000 which he asserted she extorted from him, appeared yesterday before Justice Scott, as co-defendant with P. W. Dugan and others in a suit brought by Gilbert Montague, receiver of Platt's property, to recover the \$150,000 which the Elias woman testified in her trial she entrusted to Dugan.

The woman walked into the court room this morning and joined her lawyer, Washington Dugan. She wore a long coat of brown velvet, a brown cloth skirt, a small brown velvet hat, a large brown veil, and sable furs. Her appearance created a sensation.

At the request of Mr. Dugan the argument was adjourned until next Monday.

LOST TIME PAY.

Labor Demands in Chicago, a New
Strike Issue.

Chicago, Ill., Jan. 28.—Custom Cutters' local union 21 has made demands on 15 wholesale tailoring houses for wages lost during the walkout, which has been in progress against the firms since Nov. 15. The claims are made on the ground that employers broke contracts with the men. Formal notices were sent out by the union, notifying the firms that full pay from Nov. 15 to Jan. 7 must be given each old employee. The claims amount to about \$26,250.

THE BIGGEST DIAMOND.

Has Been Found Near Pretoria, and Is
Worth \$5,000,000.

Johannesburg, Transvaal, Jan. 28.—The largest diamond ever discovered has been found near Pretoria. The stone weighs 3032 carats, and is said to be a pure white diamond of good quality. It is locally valued at \$5,000,000 to \$1,000,000. The famous Kohinoor, which is valued at \$900,000, weighs 123 carats, though it was said to have weighed 900 carats before it was cut. There is immense excitement here and at Pretoria as a result of the discovery.

SENSATION IN NEW YORK

Indictments Against Promi-
nent Lawyers

ONE A FORMER JUSTICE

E. I. Furman Charged With Conspiracy
in Connection With the Dodge-
Morse Tangle, Is
Paroled.

New York, Jan. 28.—Former Supreme Court Justice Edgar I. Furman, accompanied by his counsel, D. Cady Herick, pleaded not guilty yesterday to a charge of conspiracy made against him by the grand jury in connection with the Dodge-Morse divorce tangle. Mr. Furman was paroled in the custody of his counsel.

The grand jury handed down a blanket indictment in connection with the Dodge-Morse case, the indictment containing charges against six or eight men, several of them said to be prominent lawyers.

Three of the indictments were against Abraham H. Hummel of the law firm of Howe & Hummel, and two charged him with subordination of perjury and one with conspiracy.

Asst. Dist. Atty. Rand asked that bail for Mr. Hummel be fixed at \$10,000, but Judge McMahon, before whom he was arraigned, paroled Mr. Hummel in the custody of his counsel.

Asst. Dist. Atty. Rand at first objected to allowing counsel for Mr. Hummel to see the indictment, and said in explanation that five or six different persons were charged with conspiracy in the indictment and that he did not want it to be seen until they had been arrested.

The Dodge-Morse matrimonial tangle has been rich in sensational features. At the time the divorce of Mrs. Clarence Dodge was first questioned by her former husband, who alleged that he had never properly been served with papers in the proceeding, the legality of Mrs. Dodge's marriage to Charles W. Morse was placed in question by the courts, and the tangle that resulted has never been straightened out.

Morse is a very wealthy man, the promoter of a bank consolidation plan on a large scale in this city, and for a long time the controlling stockholder in the American Ice Company. His prominence brought the case unusual attention.

The great mystery of the affair has been the fact that Dodge, himself a poor man, was plentifully supplied with money while he fought extradition from Texas. He spent thousands of dollars, had the best of lawyers, and apparently wanted for nothing money could procure.

One of the most sensational features of the district attorney's investigation of the case came a few weeks ago, when Mr. Jerome made public a letter which he had sent to Mrs. Gelabene, the widow of a prominent business man who had been associated with Charles W. Morse, requesting her to appear before the grand jury to testify in connection with the Dodge-Morse case. She sailed for Europe a few days later. On her arrival on the other side she expressed herself as willing to return to New York if necessary, and at the same time declared that she never had had any intention of marrying Mr. Morse, as had been publicly reported. She is still in Europe.

To Cure a Cold in One Day.

Take Laxative Bromo Quinine Tablets.
All druggists refund the money if it
fails to cure. E. W. Grove's signature
is on each box. 25 cents.

FIREMEN HURT, HORSES BURNED.

New York Had a Stubborn Blaze Yester-
day Afternoon.

New York, Jan. 28.—Several firemen were injured, six horses were burned to death, two buildings were completely destroyed, and considerable damage was done to other buildings adjoining, and to rolling stock of the New York Central and Hudson River Railroad yesterday afternoon in a fierce four-alarm fire which broke out shortly after noon in the Wick Planing Mill at 632-636 West Thirtieth street.

Within twenty minutes after the alarm of the fire was turned in the Wick building collapsed, a wreck. By that time the fire had spread to the John Hanley Soap Works stable, across the street, and to the soap works proper, at 641-646 West Thirtieth street. Less than a year ago the soap works were completely destroyed by a gigantic conflagration in which two firemen and the factory engineer lost their lives. The loss is \$60,000.



If you want a good food for
your baby, — a food that is en-
dorsed by physicians, a food that
contains a large amount of digestible
constituents, a food that feeds, a food
that will nourish, sustain and pro-
mote the growth of your baby, — try
Mellin's Food. We will send a sam-
ple for you to try.

Mellin's Food is the ONLY Infants' Food which received the Grand Prize, the highest award of the Louisiana Purchase Exposition, St. Louis, 1904. Higher than a gold medal.

MELLIN'S FOOD CO., BOSTON, MASS.

Distress After Eating

Nausea between meals, belching, vom-
iting, flatulence, fits of nervous head-
ache, pain in the stomach, are all
symptoms of dyspepsia, and the longer
it is neglected the harder it is to cure it.

Hood's Sarsaparilla and Pills

Radically and permanently cure it—
strengthen and tone the stomach and
other digestive organs for the natural
performance of their functions.

Testimonials of remarkable cures mailed on
request. C. I. HOOD CO., Lowell, Mass.

AFTER BOGUS MAPLE SUGAR.

State Board of Health to Carry Out Law
Recently Enacted.

Brattleboro, Jan. 28.—Dr. H. D. Holton, secretary of the state board of health, referring to action to be taken under the new pure food law, said: "We mean to prosecute the matter as far as our means will allow. The bill carried no appropriation and hence we must provide our own appropriation, which is limited, for the purpose of specimens and the payment for gathering them as well as other incidental expenses, which you will see will hinder us considerably in the matter of execution of this law. That the maple sugar of the state is adulterated, and that there is on the market what purports to be maple sugar that does not contain a trace, even, of any product of the maple sap, we are well aware; in fact we have had letters from other states with reference to this matter, so that will be one of the things we shall take up. In the larger towns the milk supply will be looked after, and other things so far as we can."

SOLDIER'S WILLS.

An Effort to Have the Probating Made
Easier.

Burlington, Jan. 28.—In the records of the war department at Washington, D. C., are the wills of hundreds of deceased United States soldiers. The estates amount to various sums, the greater number of them being in the neighborhood of \$200. The wills are made out by friends or relatives of these men, who, not caring to go to the expense in order to procure the money, allow the wills to remain in the war department, until eventually the money reverts to the treasury of the United States. This matter has never been brought to the notice of Congress, but at the next session of this body some of the officers of the army will make the suggestion that a law be enacted giving the auditor of the war department power to probate these wills without expense. One of the officers at Fort Ethan Allen intends calling Senator Proctor's attention to the matter on his next visit to this city.

SHERIFF PECK'S MAIL.

Prominent People Sometimes Take a
Childish View of Situation.

White River Junction, Jan. 28.—It is surprising to find among the letters received by Sheriff H. H. Peck relative to the approaching execution of Mrs. Mary Rogers, condemned to death for the murder of her husband, Marcus Rogers, the appeals made by intelligent individuals to dissuade him from performing his unpleasant duty. A resident of Windsor county, a man of some prominence in his own town and a justice of the peace, recently wrote reminding him that Sheriff Wallace, who executed Mrs. Emmeline Meeker some twenty years ago for the murder of an adopted daughter, was unable to sleep soundly ever afterwards. "When you lie down at night," continued the writer, "and shut your eyes to go to sleep, this woman will rise up before your vision, as you can see nothing else but a young woman writhing in agony produced by your hands."

PETER GARNEY IMPROVING.

It May Be Necessary to Amputate His
Hands and Feet.

Burlington, Jan. 28.—Peter Garney, the man who was found unconscious in Vinwood Thursday with both hands and feet frozen, is more comfortable today at the Mary Fletcher Hospital, and may recover. His feet and hands may have to be amputated, but this has not yet been decided upon.

The feet were frozen solid, but the hands were somewhat better. The man would certainly have died had he remained exposed much longer. At the time he was discovered in one knew who he was, and he remained unconscious until last evening. Pay envelopes and \$5.95 in money were found in his clothes. The pay envelopes bore the mark of the Riverview woolen mills of Waterville, Me. It was learned that Garney was a native of Shrewsbury, Me., and is about 40 years of age.

A NEW RANDOLPH HOSPITAL.

Building Being Made Ready and Will
Be Opened About April 1.

Randolph, Jan. 28.—The S. V. Holman home on South Pleasant street, which is to be used for the new Randolph sanitarium, is undergoing extensive repairs in the way of a cement cellar, new furnace and radiators throughout, a dumb waiter from the cellar to the third floor, papering, new floors, etc. The greatest change is being made on the third floor, where two wards are being arranged and another bath put in. The sanitarium will be opened about April 1.

The articles of association have been filed with the secretary of state for the Randolph sanitarium with a capital stock of \$7,500, divided up into 300 shares of \$25 each. The subscribers are Dr. J. D. Gifford, J. B. Johnson, Col. A. B. Chandler, E. A. Thomas, and A. G. Osgood.

MARYLAND A FAST ONE

New United States Cruiser Ex-
ceeds Speed Limit

IN A TRIAL YESTERDAY

Great Floating Fortress Made Speed Es-
timated at 22.50 Knots Per Hour
— She Is the Queen of
the Navy.

Boston, Jan. 28.—The Cruiser Maryland, built by the Newport News Shipbuilding & Dry Dock company may not be the fastest cruiser of her type in the United States Navy, but if she is not, she falls to be by a narrow margin. Her average speed over the Cape Cod trial course yesterday, on a four hour's run, is estimated unofficially as 22.50 knots per hour. The Cruiser Pennsylvania, built by the Cramps, averaged 22.45 officially, so that if the shore watches have given Father Time the benefit of the doubt, instead of the Maryland, in her race against time and tide, there is an excellent possibility that the official figures on the newest cruiser may give her even a better showing.

This beats the record of all three of her predecessors of the new cruiser class, the members of which are larger than battleships, combining size with great speed.

The Colorado, the first one of the quarter to be tested, averaged 22.24 knots an hour. The West Virginia, the next, made 22.14 knots. Then came the Pennsylvania, with 22.45 knots, and now this last beats all the others—providing tidal allowances do not decrease her record more than .07 of a knot, which seems impossible—and has attained the high privilege of returning to her makers with the broom at her masthead.

Women in Stragglers.

Nearly all the younger women in Farmington wear white or light pink dresses. Dark and black gowns are worn only by the older ones. Powdering is still in vogue, and many of the women look as if they were white masks.



There is a reason, and the best kind of a reason, why Ayer's Hair Vigor makes the hair grow long and heavy.

It is a hair-food. It feeds the hair and makes it healthy and strong.

Healthy hair grows, keeps soft and smooth, does not split at the ends, and never falls out.

Give Ayer's Hair Vigor to your gray hair and restore to it all the deep, rich color of early life.

Made by the J. C. Ayer Co., Lowell, Mass.
Also manufacturers of
AYER'S CHERRY PECTORAL—For coughs. AYER'S PILLS—For constipation.
AYER'S SARSAPARILLA—For the blood. AYER'S ANTI-CURE—For measles and eruptions.

ZINC MINING

Today one of the safest and most profitable investments can be made in the Joplin Zinc district. The mining of zinc and lead is the production of wealth and when your money is invested in a conservatively managed property that is not overcapitalized, it is sure to bring large returns. One small property which we purchased three years ago is paying monthly dividends upon the stock outstanding, and during the past four months has paid 70 per cent—October 10 per cent, November 10 per cent, December 10 per cent, and January 40 per cent, leaving a balance in the treasury of 25 per cent after the payment of all current bills.

If you have any money to invest, write or call our latest market letter.

Special attention given to the purchase or sale of all kinds of stocks and bonds.

FREDERICK R. TIBBITTS

Investment Securities
SECOND FLOOR, AMES BUILDING, BOSTON

Special Low Prices For Saturday

Smoked Haddock, per pound..... 10c
Fresh Tripe, per pound..... 8c
Fresh Pig Pork Chops, per pound..... 12c to 14c
Fresh Pig Pork Roast, per pound..... 12c to 14c
Three pounds Granite Beef Sausage for..... 25c
Three pounds Pork Sausages, link or bag, for 25c
A good Beef Steak, per pound..... 16c
Western Beef Roasts, per pound 12 1/2c to 16c
Bacon, the best in the city, per pound..... 14c
Super Cured Ham, whole, per pound..... 14c

All kinds of seasonable Vegetables and the largest assortment of Canned Goods in the city to select from.

CHESSER & BIRD,

Telephone 312-13
323 North Main Street. Meats and Groceries.